

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Boris Zhevelev et al.

Application No.: 10/596,695

Confirmation No.: 9548

Filed: June 21, 2006

Art Unit: 2821

For: PASSIVE INFRA-RED DETECTORS

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is submitted in accordance with 37 C.F.R. 1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

1. This IDS should be considered, in accordance with 37 C.F.R. 1.97, as it is filed:
(Check one of the boxes A-D)

- ☐ A. within three months of the filing date of the above-identified national application or within three months of the entry into the national stage of the above identified national application
- ☒ B. before the mailing date of a first office action on the merits, or a first office action after filing a request for continued examination.
- ☐ C. after (A) and (B) above, but before final rejection or allowance, and Applicants have made the necessary statement in box "I" below or paid the necessary fee in box "ii" below.

(check one of the boxes "i" and "ii" below:)

- ☐ i. Counsel states that, upon information and belief, each item of information listed herein was (check one of boxes (a) or (b))
- ☐ (a) first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- ☐ (b) not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.
- ☐ ii. Payment in the amount of the fee set forth in 1.17(p), presently believed to be \$180, is indicated below.
- ☐ D. after (A), (B) and (C) above, but before payment of the issue fee: Applicant petitions under 37 C.F.R. 1.97(d) for the consideration of this IDS. Under 37 CFR 1.17(i) a check in the amount of \$180.00 is enclosed. Counsel certifies that, upon information and belief, each item of information listed herein was

(check one of the boxes "a" and "b" below:)

- ☐ (a) first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- ☐ (b) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.

2. In accordance with 37 C.F.R. 1.98, this IDS includes a list (e.g., form PTO/SB/08) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A copy of each document listed is attached, except as explained below.

(check boxes A, B and/or C and fill in blanks, if appropriate.)

- ☒ A. Pursuant to the 37 C.F.R. § 1.98(a)(2)(ii), a copy/copies of the U.S. Patent(s) and/or U.S. Patent Application Publication(s) on PTO/SB08 is/are not being submitted.
- ☐ B. Document(s) _____ is (are) deemed substantially cumulative to document(s) _____, and, in accordance with 1.98(c), only a copy of each of the latter documents is enclosed.
- ☐ C. Certain documents were previously cited by or submitted to the Office in the following prior applications, which are relied upon under 35 U.S.C. 120:

<<INSERT SERIAL NO. & FILING DATE>>

Applicant identifies these documents by attaching hereto copies of the forms PTO-892, PTO-1449 and/or PTO/SB/08 from the files of the prior application(s) or a fresh PTO/SB/08 listing these documents, and request that they be considered and made of record in accordance with 1.98(d). Per 37 CFR 1.98(d), copies of these documents need not be filed in this application.

- ☐ 3. Cite No(s). _____ are not in the English language.
In accordance with 1.98(c), Applicant states:
- ☐ An English translation of each document (or of the pertinent portions thereof), or a copy of each corresponding English-language patent or application, or English-language abstract (or claim) is enclosed.
- ☐ The requirement for a concise explanation of the relevance of any foreign language document is satisfied by the attached search report; citation of the documents cited in the search report shall not be construed as an admission that they are or are considered to be, material to patentability of the subject matter claimed herein (See MPEP §609).
- ☐ A concise explanation of the relevance of document(s) _____ is set forth as follows: [Insert concise explanation of relevance]
- ☐ A concise explanation of the relevance of document(s) _____ can be found on page(s) _____ of the specification.
- ☐ A concise explanation of document(s) _____ can be found on the attached sheet.

- ☐ 4. No explanation of relevance is necessary for documents in the English language (see reply to Comments 67 in the preamble to the final rules; 1135 OG 13 at 20).
- ☒ 5. Other information being provided for the examiner's consideration follows:

An Office Action dated January 16, 2007, which issued during the prosecution of Applicant's U.S. Application No. 11/425,749.

6. In accordance with 37 C.F.R. 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless other-wise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different.

Early and favorable consideration is earnestly solicited.

The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: February 21, 2007

Respectfully submitted,

By


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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet	1	of	1
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Application Number	10/596,695-Conf. #9548
Filing Date	June 21, 2006
First Named Inventor	Boris Zhevelev
Art Unit	2821
Examiner Name	Not Yet Assigned
Attorney Docket Number	06727/0205039-US0

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (#/Kousen)			
	AA*	US-4,429,224	01-31-1984	Wagli et al.	
	AB*	US-4,761,396	06-14-1988	Daigle et al.	
	AC*	US-4,772,875	09-20-1988	Maddox et al.	
	AD*	US-5,570,079	10-29-1996	Dockery	
	AE*	US-5,572,033	11-05-1996	Grant et al.	
	AF*	US-6,031,456	02-29-2000	Hanyuda et al.	
	AG*	US-6,078,253	06-20-2000	Fowler	
	AH*	US-6,222,191	04-24-2001	Myron et al.	
	AI*	US-6,239,437	05-29-2001	Barone	
	AJ*	US-6,415,205	07-02-2002	Myron et al.	
	AK*	US-6,653,635-A1	11-25-2003	Liao et al.	
	AL*	US-6,690,018	02-10-2004	Barone	
	AM*	US-4,746,910	05-24-1988	Plister et al.	
	AN*	US-7,115,871	10-03-2006	Tracy et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	†
		Country Code†-Number*Kind Code †(if known)	MM-DD-YYYY			

EXAMINER: Include if/else confidence condition, whether or not citation is in conformance with MPEP 608. Draw line through citation if not in conformance and note nonconformity. Include copy of this form with next communication to applicant. * CITE NO.: Those application(s) which are marked with an alpha symbol ("A") next to the Cite No. are not applied [under] 37 CFR 1.900(c)(2)(ii) because that patent was filed after June 30, 2003 or is available in the IFW. * Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov/pat/mpep 3-614. Enter Office action that issued document by the two digit Office Action Number (ST-3). For reference purposes, the Indication of the year of filing of WIPO Standard ST-3 must precede the year of the patent document. If you indicate the kind code symbols as indicated on the record under WIPO Standard ST-3, it is possible. * Applicant is to place a check mark here if "Examiner's Response Termination" is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No.	include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	P#

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 909. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached

Examiner Signature	Date Considered
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